

App. No. 09/809,084
Art Unit: 2161

Docket No. 2000-EM001

REMARKS

Reconsideration and allowance in view of the foregoing amendments and the following remarks are respectfully requested.

By this amendment, claims 27-57 are pending, claims 1-26 having been canceled without prejudice or disclaimer and claims 27-57 having been added.

Allowable Subject Matter

Applicants wish to thank the Examiner for indicating that claims 2, 3, 9, 10, 20 and 21 contain allowable subject matter.

Rejection of Claims 1-26 under 35 U.S.C. 101 and Under 35 U.S.C. 112, First Paragraph

On page 2 of the Office Action of November 22, 2004, the Examiner rejected claims 1-26 under 35 U.S.C. 101 because the claimed invention allegedly is not supported by either a specific asserted utility or a well established utility and under 35 U.S.C. 112, first paragraph for allegedly the same reason.

Applicants canceled claims 1-26 without prejudice or disclaimer, thereby making the rejection moot. Applicants respectfully request that the rejection of claims 1-26 be withdrawn.

Rejection of Claims 1, 4-8, 11-19 and 22-26

On page 3 of the Office Action, the Examiner rejected claims 1, 4-8, 11-19 and 22-26 under 35 U.S.C. 102(b) as allegedly being anticipated by U.S. Patent No. 5,774,689 to Curtis et al. Applicants canceled claims 1, 4-8, 11-19 and 22-26 without prejudice or disclaimer, thereby making the rejection moot. Therefore, Applicants respectfully request that the rejection of the claims be withdrawn.

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New claims 27-57

New claim 27 and dependent claims 28-42 are directed to a method for provisioning communication services. The method includes, among other things, generating a signal that identifies when a transition occurs that either adds states to the state machine or removes states from the state machine. Applicants submit that the cited references fail to disclose or suggest, either separately or in any combination, generating a signal that identifies when a transition occurs that either adds states to the state machine or removes states from the state machine, as required by claims 27-42.

New claim 43 recites features similar to those of claim 27. Applicants submit that the cited references fail to disclose or suggest, either separately or in any combination, all of the features required by claim 43 and dependent claims 44-57.

CONCLUSION

Having addressed all rejections, Applicants respectfully submit that the subject application is in condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,

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